

REFERENCE TITLE: rates; child care assistance

State of Arizona
House of Representatives
Forty-eighth Legislature
First Regular Session
2007

HB 2687

Introduced by
Representatives Lopez, Garcia M, Hershberger, Saradnik, Senator Aboud:
Representatives Alvarez, Bradley, Brown, Cajero Bedford, Campbell CH,
Campbell CL, DeSimone, McGuire, Miranda B, Pancrazi, Prezelski, Rios P,
Thrasher

AN ACT

AMENDING SECTION 46-805, ARIZONA REVISED STATUTES; MAKING AN APPROPRIATION;
RELATING TO CHILD CARE SERVICES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 46-805, Arizona Revised Statutes, is amended to
3 read:

4 46-805. Child care assistance: rates

5 A. The department shall establish payment rates for child care
6 assistance. ON OR BEFORE JUNE 30 OF EACH EVEN-NUMBERED YEAR, THE DEPARTMENT
7 SHALL CONDUCT AND PUBLISH A MARKET SURVEY FOR PAYMENT RATES. ON OR BEFORE
8 JULY 1 OF EACH EVEN-NUMBERED YEAR, THE DEPARTMENT SHALL SUBMIT A COPY OF THE
9 MARKET SURVEY TO THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF
10 REPRESENTATIVES. THE DEPARTMENT SHALL PAY RATES FOR LICENSED AND CERTIFIED
11 PROVIDERS UP TO THE SEVENTY-FIFTH PERCENTILE OF A MARKET RATE SURVEY THAT IS
12 CONDUCTED NO EARLIER THAN TWO YEARS BEFORE THE BEGINNING OF THE FISCAL YEAR.
13 Payment rates shall provide for equal access for eligible families to
14 comparable child care services provided to families who are not eligible to
15 receive child care assistance.

16 B. Beginning on July 1, 1998, payment rates shall be identical in form
17 for all child care assistance.

18 C. The department may pay different levels of child care assistance
19 according to the category of child care provider, age of children, geographic
20 area, level of national accreditation, varying child care costs for children
21 with special needs or other circumstances to meet the child care needs of
22 eligible families.

23 D. The department shall establish a sliding fee scale and formula for
24 determining child care assistance based on:

25 1. Income and earnings of the family.

26 2. Family size.

27 3. Number of children receiving child care assistance.

28 4. Child support to other minor dependent children of the parent
29 living outside the family unit.

30 5. Income and earnings of a family member who is at least eighteen
31 years of age and who is residing in the home with a parent who is receiving
32 child care assistance, if the family member claims any member of a family
33 unit applying for assistance as a dependent on a federal or state income tax
34 return.

35 6. Income and earnings of a nonfamily member who is at least eighteen
36 years of age and who is residing in the home of and cohabiting with a parent
37 who is receiving child care assistance if the cohabiting nonfamily member
38 claims any member of a family unit applying for assistance as a dependent on
39 a federal or state income tax return.

40 7. Other factors of a similar nature.

41 E. All child care providers shall remain in good standing with
42 licensing and certification laws and adopted rules.

1 Sec. 2. Child care assistance rates: department of economic
2 security

3 A. In fiscal year 2007-2008, the department of economic security shall
4 pay rates for licensed and certified providers under section 46-805, Arizona
5 Revised Statutes, as amended by this act, up to the seventy-fifth percentile
6 of a market survey that was conducted in 2004.

7 B. In fiscal year 2008-2009, the department of economic security shall
8 pay rates for licensed and certified providers under section 46-805, Arizona
9 Revised Statutes, as amended by this act, up to the seventy-fifth percentile
10 of a market survey that was conducted in 2006.

11 Sec. 3. Appropriation; child care assistance; exemption

12 A. The sum of \$35,000,000 is appropriated from the general fund in
13 fiscal year 2007-2008 to the department of economic security for child care
14 assistance under section 2, subsection A of this act.

15 B. The appropriation made in subsection A of this section is exempt
16 from the provisions of section 35-190, Arizona Revised Statutes, relating to
17 lapsing of appropriations.

18 Sec. 4. Retroactivity

19 Section 46-805, Arizona Revised Statutes, as amended by this act,
20 applies retroactively to from and after June 30, 2006.